

BEFORE THE

## Illinois Commerce Commission

DOCKET NO. 00-0129

IN THE MATTER OF:

GTE NORTH INCORPORATED,  
GTE SOUTH INCORPORATED and  
PV TEL

CHIEF CLERK'S OFFICE

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ILLINOIS  
COMMERCE COMMISSION

PLACE: Springfield, Illinois

DATE: March 30, 2000

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BEFORE THE  
ILLINOIS COMMERCE COMMISSION

GTE NORTH INCORPORATED, ) DOCKET NO.  
GTE SOUTH INCORPORATED and ) 00-0129  
PV TEL )  
)  
Joint Petition of GTE North )  
Incorporated, GTE South Incorporated,) )  
and PV Tel pursuant to 47 U.S.C. )  
Section 252(i) regarding adoption of )  
an Interconnection Agreement. )

Springfield, Illinois  
March 30, 2000

Met, pursuant to notice, at 9:30 A.M.

BEFORE:

MR. MICHAEL WALLACE, Examiner

APPEARANCES:

MR. MATTHEW L. HARVEY  
160 North LaSalle Street, Suite C-800  
Chicago, Illinois 60601

(Appearing on behalf of Staff of the  
Illinois Commerce Commission via  
teleconference.)

MR. DOUGLAS DZIAK  
Hunton & Williams, P.C.  
1900 K Street, N.W.  
Washington, D.C. 20006-1109

(Appearing on behalf of GTE North  
Incorporated and GTE South Incorporated  
via teleconference.)

SULLIVAN REPORTING COMPANY, by  
Carla J. Boehl, Reporter, #084-002710

I N D E XWITNESSESDIRECT CROSS REDIRECT RECROSS

JOHN GARVEY

By Mr. Garvey

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I N D E XEXHIBITSMARKEDADMITTED

Staff 1

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PROCEEDINGS

(Whereupon Staff Exhibit 1 was marked for purposes of identification as of this date.)

EXAMINER WALLACE: Pursuant to the direction of the Illinois Commerce Commission I now call Docket 00-0129. This is the joint petition of GTE North Incorporated, GTE South Incorporated and PV Tel regarding adoption of an Interconnection Agreement pursuant to 47 U.S.C. Section 252(i).

May I have appearances for the record, please?

MR. DZIAK: Yes. On behalf of GTE North Incorporated and GTE South Incorporated, collectively GTE, this is Douglas Dziak of Hunton and Williams, 1600 K Street, Northwest, Washington, D.C. 20006.

MR. WEGING: James Wewing, W-E-G-I-N-G, 160 North LaSalle Street, Suite C-800, Chicago, Illinois 60601, appearing on behalf of the Commission Staff.

EXAMINER WALLACE: Thank you. Let the record reflect there are no other appearances at

1 today's hearing. Mr. Weging, do you wish to proceed  
2 with Mr. Garvey?

3 MR. WEGING: Yes, I do. Has he been sworn  
4 yet?

5 (Whereupon the Witness was duly  
6 sworn by Examiner Wallace.)

7 EXAMINER WALLACE: You may proceed.

8 J O H N G A R V E Y

9 called as a Witness on behalf of the Staff of the  
10 Illinois Commerce Commission, having been first duly  
11 sworn, was examined and testified as follows:

12 DIRECT EXAMINATION

13 BY MR. WEGING:

14 Q. Could you state your name and business  
15 address for the record, please.

16 A. Certainly. My name is John Garvey. My  
17 business address is 527 East Capitol Avenue,  
18 Springfield, Illinois 62701.

19 Q. And, Mr. Garvey, do you have a document  
20 before you which I will identify for the record as  
21 Staff Exhibit 1?

22 A. Yes.

1 Q. And could you describe that document,  
2 please?

3 A. It is the verified statement of John  
4 Garvey.

5 Q. If I were to ask you the information  
6 contained in Staff Exhibit 1 in a question and answer  
7 form, would your answers today be substantially the  
8 same as in Staff Exhibit 1?

9 A. Yes.

10 Q. Do you have any changes, corrections or  
11 amendments to make to Staff Exhibit 1?

12 A. No.

13 MR. WEGING: Mr. Hearing Examiner, I move  
14 for the admission of Staff Exhibit 1 into evidence.

15 EXAMINER WALLACE: Any objection, Mr. Dziak?

16 MR. DZIAK: No.

17 EXAMINER WALLACE: Staff Exhibit 1 is  
18 admitted.

19 (Whereupon Staff Exhibit 1 was  
20 admitted into evidence.)

21 EXAMINER WALLACE: Do you have any  
22 questions?

1 MR. DZIAK: I would just like to state for  
2 the record that --

3 EXAMINER WALLACE: Do you have any questions  
4 for Mr. Garvey?

5 MR. DZIAK: No.

6 EXAMINER WALLACE: Okay, Mr. Dziak.

7 MR. DZIAK: GTE would like to state for the  
8 record that GTE disagrees with the statement of the  
9 letter attached to Exhibit 1 of our joint petition of  
10 the pre-negotiation agreement. GTE simply views  
11 these as our position on the law and is preserving  
12 our rights under the law to seek redress of those  
13 rights at a later time.

14 EXAMINER WALLACE: All right. Well, does  
15 GTE agree that the extra comments, so to speak, do  
16 not alter the AT&T agreement that's being adopted?

17 MR. DZIAK: Yes, Mr. Hearing Examiner.

18 EXAMINER WALLACE: All right. So the order  
19 I will present to the Commission will note that, I  
20 think, Mr. Albers has sent out some GTE adoption  
21 agreements and it will contain similar language  
22 concerning this. But so everyone is clear on the

1 record, that you are saying that those extra comments  
2 are the position of the GTE North and GTE South and  
3 are not an attempt to alter the agreement that's  
4 being adopted?

5 MR. DZIAK: Yes, Mr. Hearing Examiner.

6 EXAMINER WALLACE: All right. Mr. Weging,  
7 anything further?

8 MR. WEGING: Nothing further.

9 EXAMINER WALLACE: Mr. Dziak, did you have  
10 anything further?

11 MR. DZIAK: No, sir.

12 EXAMINER WALLACE: All right. There being  
13 nothing further, we will mark the record heard and  
14 taken.

15 HEARD AND TAKEN  
16  
17  
18  
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20  
21  
22




1 STATE OF ILLINOIS )  
2 ) SS  
3 COUNTY OF SANGAMON )  
4 CASE NO.: 00-0129  
5 TITLE: GTE NORTH INCORPORATED, GTE SOUTH INCORPORATED  
6 and PV TEL

7 CERTIFICATE OF REPORTER

8 I, Carla J. Boehl, do hereby certify that I  
9 am a court reporter contracted by Sullivan Reporting  
10 Company of Chicago, Illinois; that I reported in  
11 shorthand the evidence taken and proceedings had on  
12 the hearing on the above-entitled case on the 30th  
13 day of March, 2000; that the foregoing 7 pages are a  
14 true and correct transcript of my shorthand notes so  
15 taken as aforesaid and contain all of the proceedings  
16 directed by the Commission or other persons  
17 authorized by it to conduct the said hearing to be so  
18 stenographically reported.

19 Dated at Springfield, Illinois, on this 11th  
20 day of April, A.D., 2000.

21   
22 \_\_\_\_\_

Certified Shorthand Reporter